

1 Scott E. Gizer, Esq., Nevada Bar No. 12216
2 *sgizer@earlysullivan.com*
3 Sophia S. Lau, Esq., Nevada Bar No. 13365
4 *slau@earlysullivan.com*
5 EARLY SULLIVAN WRIGHT
6 GIZER & McRAE LLP
7 8716 Spanish Ridge Avenue, Suite 105
8 Las Vegas, Nevada 89148
9 Telephone: (702) 331-7593
10 Facsimile: (702) 331-1652

11 Kevin S. Sinclair, State Bar Number 12277
12 *ksinclair@sinclairbraun.com*
13 SINCLAIR BRAUN LLP
14 16501 Ventura Blvd, Suite 400
15 Encino, California 91436
16 Telephone: (213) 429-6100
17 Facsimile: (213) 429-6101

18 Attorneys for Defendant
19 FIDELITY NATIONAL TITLE INSURANCE COMPANY

20 DESIGNATED LOCAL COUNSEL FOR SERVICE OF
21 PROCESS ON SINCLAIR BRAUN LLP PER L.R. IA 11-1(b)

22 Gary L. Compton, State Bar No. 1652
23 2950 E. Flamingo Road, Suite L
24 Las Vegas, Nevada 89121

25 **UNITED STATES DISTRICT COURT**

26 **DISTRICT OF NEVADA**

27 US BANK NATIONAL ASSOCIATION,

28 Plaintiff,

vs.

FIDELITY NATIONAL TITLE GROUP,
29 INC. et al.,

Defendants.

Case No.: 2:20-CV-02079-RFB-DJA

**STIPULATION AND ORDER TO
EXTEND TIME TO REPLY TO
MOTION TO DISMISS AND RESPOND
TO COUNTERMOTION FOR
PARTIAL SUMMARY JUDGMENT
[ECF Nos. 32, 33]**

FIRST REQUEST

30 COMES NOW defendant Fidelity National Title Insurance Company (“Fidelity”) and
31 plaintiff U.S. Bank National Association (“U.S. Bank”), by and through their respective attorneys
32 of record, which hereby agree and stipulate as follows:

33 1. On October 16, 2020, U.S. Bank filed its complaint in the Eighth Judicial District
34 Court for the State of Nevada;

1 2. On November 12, 2020, Fidelity removed the instant case to the United States
2 District Court for the State of Nevada (ECF No. 1.);

3 3. On November 16, 2020, Fidelity filed its motion to dismiss U.S. Bank's complaint.
4 (ECF No. 4.);

5 4. On March 8, 2021, U.S. Bank filed its opposition to Fidelity's motion to dismiss
6 (ECF No. 32) and also filed a countermotion for partial summary judgment. (ECF No. 33.);

7 5. Fidelity's reply supporting its motion to dismiss is due on March 15, 2021, while
8 its response to U.S. Bank's countermotion for partial summary judgment is due on March 29,
9 2021;

10 6. Counsel for Fidelity is requesting a 30-day extension of its deadline to file a reply
11 supporting its motion to dismiss and a 16-day extension of its deadline to file a response to U.S.
12 Bank's countermotion, both until April 14, 2021, to afford Fidelity's counsel additional time to
13 review and respond to U.S. Bank's opposition and countermotion.

14 7. Counsel for U.S. Bank does not oppose the requested extension;

15 //

16 //

17 //

18 //

19 //

20 //

21 //

22 //

23 //

24 //

25 //

26 //

27 //

28 //

8. This is the first request for an extension made by counsel for Fidelity, which is made in good faith and not for the purposes of delay.

IT IS SO STIPULATED that Fidelity's deadline to file a reply to the motion to dismiss and to file a response to U.S. Bank's countermotion for partial summary judgment are both hereby extended through and including April 14, 2021.

Dated: March 12, 2021

SINCLAIR BRAUN LLP

By: /s/-Kevin S. Sinclair
KEVIN S. SINCLAIR
Attorneys for Defendants
FIDELITY NATIONAL TITLE INSURANCE
COMPANY

Dated: March 12, 2021

WRIGHT, FINLAY & ZAK, LLP

By: /s/-Darren T. Brenner
DARREN T. BRENNER
Attorneys for Plaintiff
U.S. BANK NATIONAL ASSOCIATION

IT IS SO ORDERED.

Dated this 15th day of March , 2021.

RICHARD F. BOULWARE
UNITED STATES DISTRICT JUDGE